



**NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 379**

AMENDMENT NO. _____
(to be filled in by
Principal Clerk)

S379-ATV-75 [v.1]

Page 1 of 2

Amends Title [NO]
First Edition

Date _____, 2020

Representative Lewis

1 moves to amend the bill on page 1, lines 2-7, by rewriting the lines to read:

2
3 "AN ACT TO MAKE CLARIFYING AND ADMINISTRATIVE CHANGES TO LAWS
4 RELATING TO THE STATE TREASURER, THE TEACHERS' AND STATE
5 EMPLOYEES' RETIREMENT SYSTEM, THE LOCAL GOVERNMENTAL
6 EMPLOYEES' RETIREMENT SYSTEM, THE CONSOLIDATED JUDICIAL
7 RETIREMENT SYSTEM, THE LEGISLATIVE RETIREMENT SYSTEM, AND TO
8 RELATED STATUTES, AND TO AUTHORIZE THE LEGISLATIVE SERVICES
9 COMMISSION TO OBTAIN CRIMINAL RECORD CHECKS OF ANY PROSPECTIVE
10 EMPLOYEES, VOLUNTEERS, OR CONTRACTORS OF THE GENERAL
11 ASSEMBLY.";

12
13 And on page 32, lines 40-41 by rewriting the lines to read:

14
15 "SECTION 11. G.S. 120-32 is amended by adding a new subdivision to read:

16 "**§ 120-32. Commission duties.**

17 The Legislative Services Commission is authorized to:

18 ...

19 (2a) Obtain a criminal history record check of a prospective employee, volunteer,
20 or contractor of the General Assembly. The criminal history record check shall
21 be conducted by the State Bureau of Investigation as provided in
22 G.S. 143B-972. The criminal history report shall be provided to the
23 Legislative Services Officer and is not a public record under Chapter 132 of
24 the General Statutes.

25 ..."

26 **SECTION 12.(a)** Subpart D of Part 4 of Article 13 of Chapter 143B of the General
27 20 Statutes is amended by adding a new section to read:

28 "**§ 143B-972. Criminal record checks for the Legislative Services Commission.**

29 The Department of Public Safety may provide to the Legislative Services Officer from the
30 State and National Repositories of Criminal Histories the criminal history of any prospective
31 employee, volunteer, or contractor of the General Assembly. The Legislative Services Officer
32 shall provide to the Department of Public Safety, along with the request, the fingerprints of the



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1 prospective employee, volunteer, or contractor, a form signed by the prospective employee,
2 volunteer, or contractor consenting to the criminal record check and use of fingerprints and other
3 identifying information required by the State and National Repositories, and any
4 additional information required by the Department of Public Safety. The fingerprints of the
5 prospective employee, volunteer, or contractor shall be forwarded to the State Bureau of
6 Investigation for a search of the State's criminal history record file, and the State Bureau of
7 Investigation shall forward a set of fingerprints to the Federal Bureau of Investigation for a
8 national criminal history record check. The Legislative Services Officer shall keep all
9 information obtained pursuant to this section confidential. The Department of Public Safety
10 may charge a fee to offset the cost incurred by it to conduct a criminal record check under this
11 section. The fee shall not exceed the actual cost of locating, editing, researching, and retrieving
12 the information."

13 **SECTION 12.(b)** This section is effective October 1, 2020.

14 **SECTION 13.** Except as otherwise provided, this act is effective when it becomes
15 law."
16
17
18
19

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____